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4 UNITED STATES DISTRICT COURT
5 DISTRICT OF NEVADA

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7 Ronald J. Allison,

8 Plaintiff,

9 v.

10 Office of the Public Defender,

11 Defendant.
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Case No. 2:22-cv-01061-JAD-DJA

Report and Recommendation

13 After Plaintiff filed initiating documents without an application to proceed *in forma*
14 *pauperis*, the Court gave Plaintiff until August 8, 2022, to apply to proceed *in forma pauperis* or
15 pay the filing fee. (ECF No. 3). That deadline has passed. In ordering Plaintiff to file the
16 application or pay the filing fee the Court explained that “if Plaintiff does not file a complete
17 application or pay the full \$402 filing fee... on or before August 8, 2022, the Court will commend
18 dismissal of this case.” (*Id.* at 3). To date, the Court has not received an application to proceed *in*
19 *forma pauperis* or the filing fee.

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21 Accordingly, the undersigned **RECOMMENDS** that this case be **DISMISSED**.

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23 **NOTICE**

24 This report and recommendation is submitted to the United States District Judge assigned
25 to this case under 28 U.S.C. § 636(b)(1). A party who objects to this report and recommendation
26 may file a written objection supported by points and authorities within fourteen days of being
27 served with this report and recommendation. Local Rule IB 3-2(a). Failure to file a timely
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1 objection may waive the right to appeal the district court's order. *Martinez v. Ylst*, 951 F.2d
2 1153, 1157 (9th Cir. 1991).

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4 DATED: September 23, 2022

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8 DANIEL J. ALBREGTS
9 UNITED STATES MAGISTRATE JUDGE
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